

SEVENTIETH DAY

(Thursday, May 17, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

A quorum was announced present.

The Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Phillips submitted the following reports:

Austin, Texas,
May 16, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 382, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PHILLIPS, Chairman.

Austin, Texas,
May 16, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 440, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

PHILLIPS, Chairman.

Senator Kelley of Hidalgo submitted the following report:

Austin, Texas,
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 25, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass but the committee substitute attached hereto do pass in lieu thereof and be printed.

KELLEY of Hidalgo, Chairman

C. S. H. B. No. 25 was read first time.

Senate Bill 469 on First Reading

Senator Wagonseller moved that Senate Rule 114, and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—25

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Parkhouse
Carter	Phillips
Colson	Shofner
Corbin	Strauss
Hardeman	Vick
Hudson	Wagonseller
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

Absent

Fuller	Nokes
Hazlewood	Russell
Moore	Tynan

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Wagonseller:

S. B. No. 469, A bill to be entitled "An Act authorizing the Texas State Parks Boards to transfer and convey certain land in Palo Pinto County to the city of Mineral Wells; and declaring an emergency."

To Committee on Counties and County Boundaries.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 14, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

In accordance with a request of the House set forth in House Simple Resolution No. 226, I am hereby requesting the return of H. B. No. 372 to the House.

S. B. No. 79, A bill to be entitled "An Act providing for and fixing the salaries of the Justices of the Supreme Court, the Judges and the Commissioners of the Court of Criminal Appeals, the Justices of the Courts of Civil Appeals, and the Judges of the District Courts and of the Criminal District Courts of the State of Texas; repealing House Bill No. 207, Chapter 328, page 614, Acts, Fifty-first Legislature, and all laws and parts of laws in conflict with this Act; providing a saving clause; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Resolution 248

Senator Bell offered the following resolution:

Whereas, We are honored today to have in the gallery twenty students of the Senior Class of the Goliad High School, together with their teacher, Mr. Jack Hays; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day, and that a copy of this resolution be forwarded to each of the above mentioned individuals.

The resolution was read and was adopted.

Senate Resolution 249

Senator Nokes offered the following resolution:

Whereas, We are honored to have with us today an outstanding citizen

the Hon. W. A. Kiels of Teague, Freestone County; and

Whereas, Mr. Kiels is visiting the Capitol and the Capital City today; now, therefore, be it

Resolved, That Mr. Kiels be officially welcomed to the Capitol and to the Senate and extended the privilege of the floor for the day.

The resolution was read and was adopted.

House Joint Resolution 22 on Second Reading

Senator Bracewell asked unanimous consent to suspend the regular order of business and that H. J. R. No. 22 be laid out for consideration at this time.

There was objection.

Senator Bracewell then moved to suspend the regular order of business and that H. J. R. No. 22 be laid out for consideration at this time.

The motion prevailed by the following vote:

Yeas—23

Aikin	McDonald
Ashley	Moffett
Bell	Nokes
Bracewell	Parkhouse
Bullock	Phillips
Carter	Russell
Colson	Shofner
Hazlewood	Strauss
Kelley of Hidalgo	Tynan
Lane	Vick
Lock	Wagonseller
Martin	

Nays—3

Hardeman	Weinert
Kelly of Tarrant	

Absent

Carney	Hudson
Corbin	Moore
Fuller	

The President laid before the Senate on its second reading and passage to third reading the following House Joint Resolution:

H. J. R. No. 22, Proposing an Amendment to the Constitution of Texas by adding to Article XVI thereof a new Section to be numbered 63 and authorizing the Legislature to provide for a statewide system of retirement and disability pensions for appointive officers and employees of

the several counties of this State; providing that participation therein by counties shall be voluntary, and authorized by the qualified voters of such county, and providing that administration of said system may be committed to the same body set up to administer the statewide municipal retirement system authorized under Section 51f of Article III.

The resolution was read second time.

Question—Shall H. J. R. No. 22 be passed to third reading?

Bill Ordered Not Printed

On motion of Senator Bell, and by unanimous consent H. B. No. 25 was ordered not printed.

Adjournment

On motion of Senator Hudson the Senate at 11:15 o'clock p. m. adjourned until 10:30 o'clock a. m. on Monday, May 21, 1951.

SEVENTY-FIRST DAY

(Monday, May 21, 1951)

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The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
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A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, May 17, 1951, was dispensed with and the Journal was approved.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 21, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 267, A bill to be entitled "An Act amending the antitrust laws of the State of Texas by amending Title 126 of the Revised Civil Statutes of the State of Texas by adding a new article to be known as Article 7428-1 and by amending Chapter 3, Title 19, of the Penal Code of the State of Texas by adding a new Article to be known as Article 1634a, both to provide that it is a conspiracy in restraint of trade where any employer and any labor union make an agreement whereby persons not members of such union shall be denied work by such employer or whereby such membership is made a condition of employment by such employer, or whereby such union acquires an employment monopoly; repealing all laws in conflict; and declaring an emergency."

(With amendments.)

The House has concurred in Senate amendments to H. J. R. No. 38 by vote of 117 yeas, 4 nays.

S. B. No. 273, A bill to be entitled "An Act to amend Article 41a, Revised Civil Statutes of Texas, also known as Chapter 315, page 517, Acts of the 49th Legislature, providing that the number of members on the Board of Public Accountancy be raised from five (5) to nine (9) members, providing for the appointment of members of said board, and prescribing their qualifications, powers and duties in regulating the practice of Public Accountancy in Texas; providing for the issuance of annual permits to practice Public Accountancy, providing for the examination and re-examination of and issuance of the Certificate of Certified Public Accountant to qualified applicants; providing for the conducting of oral examinations and grading of all examinations by, or under the direction of, the Department of Business Administration of the University of Texas, repealing all laws in conflict therewith; providing for penalties for violating the provisions of this Act; and declaring an emergency."